IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NEW YORK

FARM SANCTUARY, et al.,)	
Plaintiffs,)	
v.)	Case No. 19-cv-06910-EAW-MWP
THOMAS VILSACK, in his official capacity))	
as Secretary of Agriculture, <i>et al.</i> , Defendants.))	
Defendants.)	

STIPULATED MOTION TO MODIFY BRIEFING SCHEDULE

On July 18, 2022, this Court approved the parties' modification to the joint stipulated briefing schedule for the parties' cross-motions for summary judgment. ECF No. 85. Plaintiffs, with the stipulated consent of Defendants, now respectfully request that the Court modify the summary judgment briefing schedule in this case due to holiday schedules, a competing summary judgment briefing deadline in another case for Plaintiffs' counsel, and a competing deadline of Defendants' counsel in a recently-filed preliminary injunction motion in another case. The parties submit that good cause exists for this request because both parties' counsel have multiple competing deadlines for briefing in other cases that conflict with this case. The requested modification will not affect any other proceedings in this matter, as this case is expected to be resolved by way of the parties' cross-motions for summary judgment. Beginning Thursday, October 6, 2022, Plaintiffs conferred with Defendants regarding this request, and Defendants agreed to the requested extension and modification of the schedule.

Accordingly, the parties propose the following modified briefing schedule for the Court's approval:

November 10, 2022: Defendants' deadline to file a combined Opposition to Plaintiffs'
 Motion and Cross-Motion for Summary Judgment not to exceed sixty (60) pages.

- January 19, 2023: Plaintiffs' deadline to file a combined Reply in support of Plaintiffs'
 Motion and Opposition to Defendants' Cross-Motion not to exceed forty (40) pages.
- March 3, 2023: Defendants' deadline to file a Reply in support of their Cross-Motion not to exceed twenty (20) pages.

The parties further propose that any hearing on the motions, if necessary, be set by the Court at its convenience.

Dated: October 12, 2022, Respectfully submitted,

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Counsel for Defendants

It is ORDERED that the modified briefing schedule proposed above for crossmotions for summary judgment is approved.

_____ Dated: October ___, 2022
Marian Payson
United States Magistrate Judge
United States District Court